IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

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WRIT PETITION NO : 20617 of 1995

Between:

1.Payasam Satyanarayana, S/o. Satyanarayana Murthy.
Dontikurru, Katrinikona Mandal, East Godavari.
2.Akasam Sreeramulu, S/o. Peda Sanyasi.
Kandikuppa, Katrinikonda, E.G.Dist.,. **..... PETITIONERS**

AND

1.The District Collector, Kakinada,
East Godavari.
2.The Land Acquisition Officer-cum-

Revenue Divisional Officer,
Amalapuram, East Godavari.
3.The Mandal Revenue Officer,
I, Polavaram Mandal, East Godavari. **.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ order or direction especially in the nature of Mandamus, declaring the notification Ref.No. 2(L2) 4180/95 dated 29/05/1995 issued by the 1st respondent and published in the East Godavari District Gazette dated 19/06/1995 as illegal and directing the respondents to forbear from acting thereon.

Counsel for the Petitioner: MR.V.L.N.GOPALA KRISHNA MURTHY

Counsel for the Respondents: GP FOR LAND ACQUISITION

The Court made the following :

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THE HON'BLE SRI JUSTICE BILAL NAZKI

WRIT PETITION NO.20617 OF 1995

ORDER:

This writ petition has been filed seeking an appropriate writ declaring the notification Ref./No.1 (L2) 41/80/95 dated 29-5-1995, which was issued under Section 4(1) of the Land Acquisition Act, as illegal.

In the counter-affidavit it has been stated that the notification under Section 4(1) of the Land Acquisition Act, impugned in this writ petition was not published in the locality as well as in the newspapers as required under the Act, as the respondents had dropped the idea of acquiring the land.

In view of the submission of the respondents, no further orders are necessary in this writ petition, which has otherwise become infructuous. Writ Petition is dismissed. No costs.

(Bilal Nazki, J)

9th September, 2004

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Copy to:

1.The District Collector, Kakinada,
East Godavari.
2.The Land Acquisition Officer-cum-

Revenue Divisional Officer,
Amalapuram, East Godavari.
3.The Mandal Revenue Officer,
I, Polavaram Mandal, East Godavari.

4.Two CCs to the G.P. for Land Acquisition,

High Court Buildings, High Court of A.P.,

Hyderabad (O.U.T.)

5. Two CD copies.